

## **REMARKS**

In the Official Action mailed on **December 7, 2004** the Examiner reviewed claims 1-32. The Information Disclosure Statement filed October 3, 2002 fails to comply with the provisions of 37 CFR 1.97 and 1.98, and MPEP §609. Claims 1-32 were rejected because of double patenting over USPN 6,789,170. Claims 1-2, 4-22, and 27-32 were rejected under 35 U.S.C. §102(e) as being anticipated by Hoffman et al (USPN 6,640,240, hereinafter "Hoffman"). Claim 3 was rejected under 35 U.S.C. §103(a) as being unpatentable over Hoffman in view of Ben-Itzhak (USPub 2003/0023873, hereinafter "Ben-Itzhak"). Claims 23-26 were rejected under 35 U.S.C. §103(a) as being unpatentable over Hoffman in view of "Official Notice" (hereinafter "ON").

### **Information Disclosure Statement**

The Information Disclosure Statement filed October 3, 2002 fails to comply with the provisions of 37 CFR 1.97 and 1.98, and MPEP §609.

Applicant submits herewith a corrected Information Disclosure Statement.

### **Double Patenting**

Claims 1-32 were rejected because of double patenting over USPN 6,789,170.

Applicant submits herewith a Terminal Disclaimer and 2 supporting certificates to obviate the double patenting rejection.

### **Rejections under 35 U.S.C. §102(b) and 35 U.S.C. §103(a)**

Independent claims 1, 14, 27, and 31 were rejected as being anticipated by Hoffman. Independent claims 23-25 were rejected as being unpatentable over Hoffman in view of ON. Applicant respectfully points out that Hoffman teaches **incorporates the relevant parameters** into the URI and uses the URI to

determine whether the object corresponding to the URI has been cached (see Hoffman, col. 10, lines 18-31).

In contrast, the present invention **disregards the parameters** (for example, the session identifiers) in determining whether the data object has been cached (see page 16, lines 7-14 of the instant application). Disregarding the parameters in determining whether the data object has been cached is advantageous because it allows the caching server to serve the data object even if the parameters are different. There is nothing within Hoffman, either explicit or implicit, which suggests disregarding the parameters in determining whether the data object has been cached.

Accordingly, Applicant has amended independent claims 1, 14, 27, and 31 to clarify that the present invention disregards the parameters in determining whether the data object has been cached. These amendments find support on page 16, lines 7-14 of the instant application. Claims 2, 5, 7-9, 18-19, and 23-26 have been canceled without prejudice. Dependent claims 3-4, and 6 have been amended to correct antecedent basis.

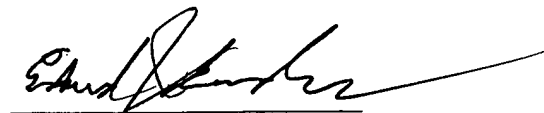
Hence, Applicant respectfully submits that independent claims 1, 14, 27, and 31 as presently amended are in condition for allowance. Applicant also submits that claims 3-4, 6- and 10-13, which depend upon claim 1, claims 15-17 and claims 20-22, which depend upon claim 14, claims 28-30, which depend upon claim 27, and claim 32, which depends upon claim 31, are for the same reasons in condition for allowance and for reasons of the unique combinations recited in such claims.

**CONCLUSION**

It is submitted that the present application is presently in form for allowance. Such action is respectfully requested.

Respectfully submitted,

By



Edward J. Grundler  
Registration No. 47,615

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Edward J. Grundler  
PARK, VAUGHAN & FLEMING LLP  
2820 Fifth Street  
Davis, CA 95616-2914  
Tel: (530) 759-1663  
FAX: (530) 759-1665